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Certificate of Notice
UNITED STATES BANKRUPTCY COURT
District of New Jersey

Caption in Compliance with D.N.J. LBR 9004-1(b)

Albert Russo
Cn 4853
Trenton, NJ 08650
(609) 587-6888

In re:

Erik W. Yakow Lisa M. Yakow

Debtor(s)

of 5

Order Filed on July 30, 2018 by Clerk U.S. Bankruptcy Court District of New Jersey

Case No.: 18-15846 / MBK

Hearing Date: 07/24/2018

Judge: Michael B. Kaplan

Chapter: 13

## **ORDER CONFIRMING CHAPTER 13 PLAN**

The relief set forth on the following pages, numbered two (2) through four (4) is **ORDERED**.

**DATED: July 30, 2018** 

Honorable Michael B. Kaplan United States Bankruptcy Judge Case 18-15846-MBK Doc 31 Filed 08/01/18 Entered 08/02/18 00:41:18 Desc Imaged

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The plan of the debtor having been proposed to creditors, and a hearing having been held on the

confirmation of such plan, and it appearing that the applicable provisions of the Bankruptcy Code have

been complied with; and for good cause shown, it is

**ORDERED** that the plan of the above named debtor, dated 04/06/2018, or the last amended plan of

the debtor be and it is hereby confirmed. The Standing Trustee shall make payments in accordance

with 11 U.S.C. § 1326 with funds received from the debtor.

**ORDERED** that the plan of the debtor is confirmed to pay the Standing Trustee for a period of 48

months.

ORDERED that the debtor shall pay the Standing Trustee, Albert Russo, based upon the following

schedule, which payments shall include commission and expenses of the Standing Trustee in accordance

with 28 U.S.C. § 586:

\$1,200.00 PAID TO DATE

\$555.00 for 44 months beginning 8/1/2018

**ORDERED** that the case is confirmed to pay 100% dividend to general unsecured creditors.

ORDERED that the Standing Trustee shall be authorized to submit, ex-parte, an Amended

Confirming Order, if required, subsequent to the passage of the claims bar date(s) provided under Fed.

R. Bank. P. 3002.

**ORDERED** that the debtor's attorney be and hereby is allowed a fee pursuant to the filed 2016(b)

Statement. Any unpaid balance of the allowed fee shall be paid to said attorney through the Chapter 13

plan by the Standing Trustee.

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ORDERED that if the debtor should fail to make plan payments or fail to comply with other plan

**ORDERED** that if the debtor should fail to make plan payments or fail to comply with other plan provisions for a period of more than 30 days, the Standing Trustee may file, with the Court and serve upon the Debtor and Debtor's Counsel, a Certification of Non-Receipt of Payment and request that the debtor's case be dismissed. The debtor shall have fourteen (14) days within which to file with the Court and serve upon the Trustee a written objection to such Certification.

**ORDERED** that upon completion of the plan, affected secured creditors shall take all steps necessary to remove of record any lien or portion of any lien discharged.

**ORDERED** that the Standing Trustee is <u>not authorized</u> to pay post-petition claims filed pursuant to 11 U.S.C. § 1305(a).

**ORDERED** that the debtor(s) must obtain a loan modification by 9/30/2018 or as extended by Loss Mitigation Order.

• Creditor U.S. Bank, NA c/o Nationstar Mortgage, LLC d/b/a Mr. Cooper, PACER claim #6-1, will be paid through the Chapter 13 Plan until an Amended Proof of Claim is filed.

• Creditor U.S. Bank, NA c/o Nationstar Mortgage, LLC d/b/a Mr. Cooper, PACER Claim #6-1, will be paid \$15,000.00 through the Chapter 13 Plan pending loan modification.

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**ORDERED** that if the debtor has provided for a creditor to be paid in the plan and no Proof of Claim is filed by such creditor before expiration of the applicable bar date, the debtor, pursuant to F.R.B.P. 3004, must file a Proof of Claim on behalf of the creditor within 30 days of the expiration of the applicable bar date. If the time period pursuant to F.R.B.P. 3004 has expired, the debtor must file a Proof of Claim on behalf of the creditor <u>and</u> file a motion to allow the Trustee to pay the late filed claim, or the debtor may obtain a Consent Order with the creditor authorizing the Trustee to pay an amount certain in the plan.

Order Confirming Chapter 13 Plan

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United States Bankruptcy Court
District of New Jersey

In re:
Case No. 18-15846-MBK
Erik W. Yakow
Chapter 13

Erik W. Yakow Lisa M. Yakow Debtors

**CERTIFICATE OF NOTICE** 

Form ID: pdf903 Total Noticed: 1

Notice by first class mail was sent to the following persons/entities by the Bankruptcy Noticing Center on Aug 01, 2018.

db/jdb Erik W. Yakow, Lisa M. Yakow, 241 Midland Blvd, Howell, NJ 07731-1205

Notice by electronic transmission was sent to the following persons/entities by the Bankruptcy Noticing Center. NONE. TOTAL: 0

\*\*\*\*\* BYPASSED RECIPIENTS \*\*\*\*\*

NONE. TOTAL: 0

Transmission times for electronic delivery are Eastern Time zone.

I, Joseph Speetjens, declare under the penalty of perjury that I have sent the attached document to the above listed entities in the manner shown, and prepared the Certificate of Notice and that it is true and correct to the best of my information and belief.

Meeting of Creditor Notices only (Official Form 309): Pursuant to Fed. R. Bank. P. 2002(a)(1), a notice containing the complete Social Security Number (SSN) of the debtor(s) was furnished to all parties listed. This official court copy contains the redacted SSN as required by the bankruptcy rules and the Judiciary's privacy policies.

Date: Aug 01, 2018 Signature: /s/Joseph Speetjens

## CM/ECF NOTICE OF ELECTRONIC FILING

The following persons/entities were sent notice through the court's CM/ECF electronic mail (Email) system on July 30, 2018 at the address(es) listed below:

Albert Russo docs@russotrustee.com

Laura M. Egerman on behalf of Creditor U.S. Bank National Association bkyecf@rasflaw.com, bkyecf@rasflaw.com;legerman@rasnj.com

Marc C. Capone on behalf of Debtor Erik W. Yakow mcapone@caponeandkeefe.com,

docs@caponeandkeefe.com

Marc C. Capone on behalf of Joint Debtor Lisa M. Yakow mcapone@caponeandkeefe.com,

docs@caponeandkeefe.com

Rebecca Ann Solarz on behalf of Creditor U.S. Bank National Association, as Trustee, ET AL

rsolarz@kmllawgroup.com

U.S. Trustee USTPRegion03.NE.ECF@usdoj.gov

TOTAL: 6